

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

CHRIS CARDONI, WESLEY
WEBB, TERRY BLAIN, and
BILLY SHAFFER

VS.

PROSPERITY BANK, ERIC DAVIS,
AND ANTHONY DAVIS

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CIVIL ACTION NO. 4:14-cv-01946

DECLARATION OF CHRIS CARDONI

I, Chris Cardoni, declare the following matters to be true and correct under the penalty of perjury:

1. I signed an Employment Agreement with F&M Bank and Trust and Prosperity Bank on August 27, 2013. After I signed the Agreement, I remained an employee of F&M until March 26, 2014, when F&M merged into Prosperity.
2. The Employment Agreement purports to restrict me from soliciting customers whose files I had "access to" during my employment with Prosperity. Although I did not actually access all Prosperity customer files – I had the opportunity, the theoretical ability, to access customer files and information of every Prosperity customer.

My name is Chris Cardoni. I make this declaration pursuant to Tex. Civ. Prac. and Rem. Code Section 132.001. My date of birth is November 13, 1975. My address is 2527 E. 36th Street, Tulsa, Oklahoma 74105, U.S.A. I have personal knowledge of the facts stated in this declaration, and those facts are true and correct.

Executed in Tulsa County, State of Oklahoma, on the 24 day of August, 2016.


CHRIS CARDONI